

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

TERRY WAYNE GOODMAN, #10677-078 §

VS. § CIVIL ACTION NO. 9:04cv215
UNITED STATES OF AMERICA § APPEAL NO. 05-40683

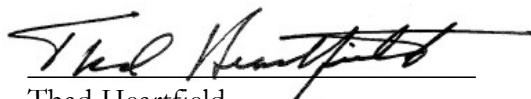
O R D E R

Came on for consideration, the Petitioner's notice of appeal and motion for a certificate of appealability. This is the second time he has filed a notice of appeal and motion for a certificate of appealability from the final judgment. He needed to file the documents only once. The present notice of appeal and motion for a certificate of appealability are duplicitous and should be stricken. All proceedings at the district court level are completed, and the Petitioner should file all future motions directly with the Fifth Circuit. It is accordingly

ORDERED that the notice of appeal (docket entry #24) and motion for a certificate of appealability (docket entry #25) are **STRICKEN**. It is finally

ORDERED that the Clerk shall return unfiled any new documents submitted by the Petitioner in this case unless the Fifth Circuit remands the case for further consideration.

SIGNED this the 29 day of **June, 2005**.



Thad Heartfield
United States District Judge